

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK                    )  
  s.s.:  
COUNTY OF NEW YORK                )

*SUSAN E. GEMPLER*, being duly sworn, deposes and says:

That deponent is not a party to the action is over eighteen years of age and resides in Rutherford, New Jersey.

That on the 13th day of February, 2008 deponent served by first class mail the within DEFENDANT CEMENT AND CONCRETE WORKERS DISTRICT COUNCIL'S INITIAL DISCLOSURES PURSUANT TO FED. R. DIV. P. 26(a); ANSWER OF CEMENT & CONCRETE WORKERS DISTRICT COUNCIL OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA TO THE AMENDED COMPLAINT and STATEMENT PURSUANT TO FRCP 7.1 upon:

**Jane Lauer-Barker, Esq.**  
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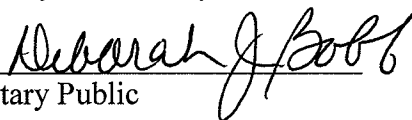
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Sworn to before me this  
13<sup>th</sup> day of February, 2008

  
Notary Public

DEBORAH J. BOBB  
NOTARY PUBLIC, State of New York  
No. 02BO4955367  
Qualified in Queens County  
Commission Expires Aug. 28, 2009

  
Susan E. Gempler